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ATTORNEYS FOR PLAINTIFFS

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK**

WHITEBOX CONVERTIBLE ARBITRAGE
PARTNERS, L.P., HFR RVA COMBINED
MASTER TRUST, GUGGENHEIM
PORTFOLIO COMPANY XXXI, LLC,
INVESTCORP SILVERBACK ARBITRAGE
MASTER FUND LTD., OTA LLC, ZAZOVE
AGGRESSIVE GROWTH FUND, L.P. and
ZAZOVE HIGH YIELD CONVERTIBLE
SECURITIES FUND, L.P.,

Plaintiffs,

v.

FAIRFAX FINANCIAL HOLDINGS, LTD.,

Defendant.

No.: 08 Civ. 497 (DAB)(MHD)

ECF CASE

NOTICE OF DISMISSAL

Pursuant to Fed. R. Civ. P. 41(a)(1)(A)(i), Plaintiffs hereby dismiss the above-captioned action without prejudice.

Dated: New York, New York
February 1, 2008

s/

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I certify that on February 1, 2008, a true copy of the annexed NOTICE OF DISMISSAL was served upon Defendant Fairfax Financial Holdings, Ltd. by depositing the same in the State of New York, enclosed in a properly addressed wrapper, into the custody of an overnight delivery service for overnight delivery, prior to the latest time designated by the overnight delivery service for overnight delivery, addressed to the last known address of the addressee indicated below:

Jonathan Greenblatt
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Attorneys for Defendant

Dated: New York, New York
February 1, 2008

____s/
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